

DOCKET NO. MCP5017

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Gail Buehler et al.

Serial No.: 10/674,702

Art Unit: 1617

Filed : September 30, 2003

Examiner: Layla Soroush

For : STABLE SUSPENSIONS FOR MEDICINAL DOSAGES

Commissioner for Patents
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

This communication is in response to a Restriction Requirement mailed by the Examiner on November 29, 2006. The Restriction Requirement set a thirty-day period for response to expire on December 29, 2006. This Response is being filed within the period set for response.

No fee, petition or certification is required.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 10-0750/MCP5017/DRC.

Claims 1-22 are pending.

The Examiner requires Applicants to elect a species for a) active agent; b) thickener; c) nucleation inhibitor; d) amino polycarboxylic acid compound of Formula I or II, and e) surfactant. In response, Applicants elect

- a) an anti-histamine active (loratadine),
- b) xanthan gum with starch,
- c) PVP,
- d) EDTA, and
- e) sorbitan oleate ester.

Claim 18 does not read on the elected active species.

Applicants urge the Examiner to contact the undersigned representative in the event anything further is required.

Respectfully submitted,

/David R. Crichton/

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